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4 CLAUDJANAE YOUNG, et al.,
5 Plaintiffs,
6 v.
7 DEVON WENGER, et al.,
8 Defendants.

9 Case No. [23-cv-02691-SI](#)
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ORDER RE: DISCOVERY DISPUTES

Re: Dkt. Nos. 41, 42

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13 On June 5, 2024, defendants Devon Wenger and Erik Nilsen filed a statement regarding a
14 discovery dispute with plaintiffs. Dkt. No. 41. Plaintiffs filed a separate response the following
15 day. Dkt. No. 42. Although the undersigned's Standing Order permits the filing of separate
16 statements, it is unclear whether the parties complied with the requirement that they must meet and
17 confer in person (or by telephone, if counsel are located outside the Bay Area) to attempt to resolve
18 their dispute *prior* to filing a discovery dispute statement with the Court.

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20 **Dispute #1**

21 For expediency purposes, the Court will deem plaintiffs' electronic signatures on their May
22 13, 2024 interrogatory verifications to be valid. The statements indicate that the plaintiffs each are
23 verifying the interrogatory responses under penalty of perjury, and the statements are further
24 accompanied by an attestation from counsel that each plaintiff's e-signature acts as a wet signature
25 for purposes of verifying the discovery responses. Dkt. No. 41, Ex. A.

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27 **Dispute #2**

28 Defendant Nilsen states that plaintiffs did not respond to the interrogatories and requests for

1 production that Nilsen served on each plaintiff on March 15, 2024. In response, plaintiffs state that
2 they “have provided full discovery responses [sic] Defendant Nilsen.” Dkt. No. 42 at 4. Plaintiffs
3 do not state when they provided their responses. If plaintiffs provided their responses after Nilsen
4 filed his discovery dispute statement, it appears the dispute is now moot. If the dispute is not moot,
5 the parties shall meet and confer in person or by telephone no later than June 14, 2024. If the parties
6 are unable to resolve this dispute among themselves, they may then file a statement with the Court
7 in accordance with this Court’s Standing Order.

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IT IS SO ORDERED.

10 Dated: June 7, 2024


11 SUSAN ILLSTON
12 United States District Judge

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United States District Court
Northern District of California